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7  
8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. *2011-985*

11 **LOIS MARIE KIEFEL**  
12 **AKA LOIS MARIE SVEEN**  
13 **129 Gardenbrook Drive**  
14 **Madison, AL 35758**

**A C C U S A T I O N**

15 **Registered Nurse License No. 602978**

16 Respondent.

17  
18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her  
21 official capacity as the Executive Officer of the Board of Registered Nursing ("Board"),  
22 Department of Consumer Affairs.

23 **Registered Nurse License**

24 2. On or about July 30, 2002, the Board issued Registered Nurse License Number  
25 602978 to Lois Marie Kiefel, aka Lois Marie Sveen ("Respondent"). The registered nurse license  
26 expired on November 30, 2009, and has not been renewed.

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## STATUTORY PROVISIONS

3. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with Code section 2750) of the Nursing Practice Act.

4. Code section 118 provides, in pertinent part, that the withdrawal of an application for a license after it has been filed with a board . . . shall not deprive the board of its authority to institute or continue a proceeding against the applicant for the denial of the license upon any ground provided by law or to enter an order denying the license upon any ground.

5. Code section 2764 provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under Code section 2811, subdivision (b), the Board may renew an expired license at any time within eight years after the expiration.

6. Code section 2761 states, in pertinent part:

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

(a) Unprofessional conduct, which includes, but is not limited to, the following:

.....

(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action....

## COST RECOVERY

7. Code section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Disciplinary Action by the Alabama State Board of Nursing)**

3 8. Respondent is subject to discipline pursuant to Code section 2761, subdivision (a)(4),  
4 on the grounds of unprofessional conduct, in that she was disciplined by the Alabama State Board  
5 of Nursing ("Alabama Board"), as follows:

6 9. On or about November 13, 2006, pursuant to a Voluntary Surrender of License, in the  
7 case entitled *In the Matter of Lois Marie Kiefel, Alabama License No. 1-082599*, Case No.  
8 20864/03-0822836, the Alabama Board REVOKED Respondent's nursing license.

9 10. The Alabama Board based its Order on the following facts and admissions:

- 10 a. On or about April 11, 1997, Respondent was licensed as a Registered Nurse by the  
11 Alabama Board of Nursing and was so licensed at all times relevant to the matters stated  
12 herein.
- 13 b. On or about June 6, 2003, Respondent entered inpatient treatment at Bradford Health  
14 Services in Warrior, Alabama. Respondent admitted that she is chemically dependent and  
15 acknowledged the need for treatment.
- 16 c. On or about November 8, 2006, Respondent executed a Voluntary Surrender of her  
17 nursing license. The Alabama Board accepted the Surrender on November 13, 2006.

18 **SECOND CAUSE FOR DISCIPLINE**

19 **(Unprofessional Conduct)**

20 11. Respondent is subject to discipline under Code section 2761, subdivision (a), on the  
21 grounds of unprofessional conduct, in that Respondent committed acts constituting unprofessional  
22 conduct, as more fully set forth in paragraphs 8 through 10, above.  
23

24 **PRAYER**

25 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
26 and that following the hearing, the Board of Registered Nursing issue a decision:  
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1           1.     Revoking or suspending Registered Nurse License Number 602978, issued to Lois  
2 Marie Kiefel, aka Lois Marie Sveen;

3           2.     Ordering Lois Marie Kiefel, aka Lois Marie Sveen, to pay the Board of Registered  
4 Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to  
5 Business and Professions Code section 125.3; and,

6           3.     Taking such other and further action as deemed necessary and proper.

7  
8 DATED:

June 20, 2011

Louise R. Bailey  
LOUISE R. BAILEY, M.Ed., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant

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